

ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
GOVERNMENTAL CENTER
Tuesday, March 28, 2006

Present: Commissioner President Thomas F. McKay

Commissioner Kenneth R. Dement

Commissioner Lawrence D. Jarboe (absent from morning session)

Commissioner Thomas A. Mattingly, Sr.

Commissioner Daniel H. Raley

George G. Forrest, County Administrator

Donna Gebicke, Administrative Assistant (Recorder)

The meeting was called to order at 9:10 am.

APPROVAL OF THE MINUTES

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve the minutes of the Commissioners' meeting of March 21, 2006, as presented. Motion carried 4-0.

APPROVAL OF CHECK REGISTER

Commissioner Raley moved, seconded by Commissioner Mattingly, to authorize the Commissioner President to sign the Check Register as presented. Motion carried 4-0.

SCHOOL PRESENTATION

Present: Lynne Morgan Smoot, Supervisor, of Instruction for Fine Arts; Mark Murphy, Principal, and Christina Baker, Music Teacher, George Washington Carver Elementary School

Students from George Washington Carver Elementary School performed a selection of songs in recognition of Maryland Day.

COUNTY ADMINISTRATOR

1. **Draft Agendas for April 4 and April 11, 2006, were presented.**
2. **Department of Economic and Community Development** (*John Savich, Director, DECD;*

Elaine Kramer, Chief Financial Officer and Procurement Officer; Carol Gallagher, Procurement Manager; and Robin Finnacom, Exec. Dir., CDC)

Commissioner Raley moved, seconded by Commissioner Dement, to approve the award of the \$1.2 million contract to Horton and Barber, LLC, for asbestos removal and demolition on the Lexington Manor North and Lexington Manor South properties and to authorize the Procurement Officer to sign the contract. Motion carried 4-0.

3. Department of Finance *(Elaine Kramer, Chief Financial Officer)*

Commissioner Raley moved, seconded by Commissioner Mattingly, to authorize Commissioner President McKay to sign the form approving the submission and evidencing agreement with the Superintendent of Schools on the items identified as excludable non-recurring costs as identified in the attachment and totaling \$555,082, and to approve and sign the letter to MSDE transmitting such form. Motion carried 4-0.

4. Department of Public Works & Transportation *(George A. Erichsen, Director, DPW&T)*

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize Commissioner President McKay to sign the budget amendment transferring \$6,000 from the Supplemental Reserve account to the Public Works Construction and Inspections account for Material Testing expenses covering the period through June 30, 2006. Motion carried 4-0.

5. Dept. of Recreation, Parks & Community Services *(Arthur Shepherd, Rec. Div. Mgr.; Christina Bishop, Therapeutic Recreation Coordinator)*

Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize Commissioner President to sign the FY2007 Dept. of Health and Mental Hygiene, Developmental Disabilities Administration, grant application/agreement for the New Horizons program in the amount of \$27,704 and related certifications and assurances. Motion carried 4-0.

6. Boards and Committees

Commissioner Dement moved, seconded by Commissioner Mattingly, to appoint the following citizens to the Emergency Services Committee: Todd Hayden, Primary Representative of 7th Dist. VRS Co. 59; Steve Gibson, Alternate Representative of 7th Dist. VRS Co. 59; and John D. Nelson, Alternate Representative of 7th Dist. VFD Co. 5. Motion carried 4-0.

DEPARTMENT OF ECONOMIC & COMMUNITY DEVELOPMENT: PROPOSAL FOR COUNTY-FUNDED DOWN PAYMENT ASSISTANCE PROGRAM

Present: John Savich, Director, Dept. of Economic & Community Development; Courtney Franklin, Economic Development Coordinator; Dennis Nicholson, Executive Director, SMCHA; and members of the Chamber of Commerce Workforce Housing Task Force

Mr. Savich presented a proposal for a County-funded home ownership assistance program that would help address workforce housing needs. The *House Keys 4 Employees Program* will enable eligible homebuyers to receive more downpayment and/or closing cost assistance than is available through the standard programs currently offered by the Maryland Dept. of Housing and Community Development.

Under the program, borrowers who select a loan through the *More House 4 Less Maryland Mortgage Program* can receive up to an additional \$5,000 toward downpayment and/or closing costs from the *House Keys* program based on dollar-for-dollar matching contributions from the County.

There are two categories of eligibility for the program: *Category One* includes County employees, Sheriff, Fire and Rescue Volunteers, Library and Board of Education employees; and *Category Two* includes eligible employees of local employers that chose to participate. The initial County budget allocation for the program would be \$100,000, and the proposed effective date is July 1, 2006.

Commissioner Raley moved, seconded by Commissioner Dement, to direct staff to proceed with the proposal design and implementation details for a County-funded downpayment assistance program and to bring forth the full proposal to the Board for review and approval. Motion carried 4-0.

Staff was further directed to restrict the program to level one at this time and to include in the program design a way to address loan forgiveness over time (i.e., to provide for some means of security other than a lien on the property).

BOCC SITTING AS BOARD OF HEALTH

Commissioner Raley moved, seconded by Commissioner Dement, to adjourn as the Board of County Commissioners. Motion carried 4-0.

Commissioner Raley moved, seconded by Commissioner Mattingly, to reconvene as the Board of Health. Motion carried 4-0.

Dept. of Health:

Present: Dr. William Icenhower, Health Officer; Nancy Luginbill, Health Services Director;

Tracy Kubinec, Deputy Health Officer.

Dr. Icenhower presented a model for the management of mental health and addiction services that would include the creation of a Behavior Health Coordinator position. This position would be responsible for the operation, administration and direction of the Core Service Agency (mental health services) and alcohol and substance abuse services in St. Mary's County. The Commissioners and

County Administrator noted that state funding agencies indicated that all counties will be asked to look at creating an organizational model that ensures the maximum utilization of state funds for all health and human services.

The Commissioners directed the County Administrator to work with Dr. Icenhower to bring the County's health and human services providers together to look at areas where services and funding may overlap and offer recommendations on the creation of a local oversight model that would allow for the most coordinated, efficient, cost-effective, and results-accountable system for the delivery of services.

Commissioner Mattingly moved, seconded by Commissioner Raley, to adjourn as the Board of Health and reconvene as the Board of County Commissioners. Motion carried 4-0.

PUBLIC HEARING: TO CONSIDER ADOPTION OF ST. MARY'S COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

Present: Tim Cameron, Director, Public Safety Department; Tim Bennett, Division Mgr., Emergency Management; Michelle Lilly, Emergency Planner, Public Safety; and Stuart Wallace, Greenhorne &

O' Mara Consultants

Mr. Cameron reviewed the purpose of the plan and the process, which included opportunities for public input. The Disaster Mitigation Act of 2000 requires state and local governments to prepare and adopt hazard mitigation plans to maintain eligibility for Federal Pre-disaster mitigation and Post-disaster Hazard Mitigation Grant Program funding assistance. The St. Mary's County Multi-Jurisdictional Hazard Mitigation Plan is a long-range strategic plan that identifies and assesses potential natural hazards that may pose a threat to life and property; evaluates local mitigation measures that should be undertaken; and outlines procedures for monitoring the implementation of mitigation strategies. The Plan provides guidance regarding local mitigation measures that should be implemented over the next five years and encourages activities that are most cost-effective and appropriate for mitigating the effects of all identified natural hazards. Mr. Stuart presented a summary of the Plan.

Mr. Cameron noted for the record that the public hearing was advertised in two newspapers of general circulation: St. Mary's Today on March 12 and 19, 2006; and the Enterprise on March 15 and 22, 2006.

The hearing was open for public comment, and hearing none, the hearing was closed but will remain open for written comment for ten days.

VOTE TO MOVE INTO EXECUTIVE SESSION

Commissioner Raley moved, seconded by Commissioner Dement, to move into Executive Session for the purpose of discussing Personnel and Real Property Acquisition matters as provided for in Article 24, Sections 4-210(a)1 and 4-210(a)11, respectively. Motion carried, 4-0.

EXECUTIVE SESSION

Real Property

Present: Commissioner Thomas F. McKay, President

Commissioner Kenneth R. Dement

Commissioner Thomas A. Mattingly, Sr.

Commissioner Daniel H. Raley

George Forrest, County Administrator

Christy Holt Chesser, County Attorney

Phil Rollins, Director, Recreation, Parks and Community Services

Liz Passarelli, Real Property Manager

Donna Gebicke, Administrative Assistant to the BOCC, Recorder

Authority: Article 24, Section 4-210(a)11

Time Held: 1:35 – 1:55 pm

Action taken: The Commissioners discussed real property acquisition matters.

Personnel

Present: Commissioner Thomas F. McKay, President

Commissioner Kenneth R. Dement

Commissioner Thomas A. Mattingly, Sr.

Commissioner Daniel H. Raley

George Forrest, County Administrator

Christy Holt Chesser, County Attorney

Sue Sabo, Director, Human Resources

Donna Gebicke, Administrative Assistant to the BOCC, Recorder

Authority: Article 24, Section 4-210(a)1

Time Held: 1:55 – 2:20 pm

Action taken: The Commissioners discussed personnel matters.

(Commissioner Jarboe joined the meeting at this time)

REVIEW AND APPROVAL OF THE RECOMMENDED BUDGET FOR FY2007 TO TAKE TO PUBLIC HEARING

Present: Elaine Kramer, CFO

Jeannett Cudmore, Deputy

Ms. Kramer presented the Recommended FY2007 Budget to take to public hearing and provided an overview of the major elements included in the document.

Commissioner Raley moved, seconded by Commissioner Jarboe, to approve the Recommended Budget for FY2007 to take to public hearing as presented by staff today that reflects changes from the previous days' budget work session. Motion carried 4-1. Commissioner McKay voted no.

COMMISSIONERS' TIME

Commissioner Dement

Attended: Annual Meals on Wheels campaign, "March for Meals" with fellow Commissioners; Maryland Day celebrations at St. Mary's City and St. Clement's Island-Potomac River Museum grounds; Right to Life Annual CareNet Benefit Dinner; St. Mary's Ryken Annual Spring Gala

honoring the 2006 "Pillars of the Community;" High Hopes Awareness Day sponsored by the Recreation, Parks and Community Services Department; and the Chamber of Commerce Business After Hours event.

Commissioner Mattingly

Attended many of the events Commissioner Dement already mentioned and want to congratulate all those involved.

Requested a copy last week of correspondence with the state regarding the Old Carver school. Asked staff to provide.

Commissioner Jarboe

Apologize for missing the morning session due to illness. Will not be attending the public hearing tonight, but will obtain a video of the hearing for review.

Commissioner Raley

Asked to be auctioneer at the Pillars of the Community event and in turn, I asked my fellow Commissioners to assist me and want to thank them for the wonderful job they did. Also attended CareNet dinner; Maryland Day festivities at both locations; and presented a proclamation to the Lexington Park Lions Club for their 60 years of service to the community.

Commissioner McKay

Want to thank the St. Clement's Island staff, volunteers, Friends of the Museum, Museum Board and PIO staff for the great job they do every day and for making the Maryland Day celebration so special.

Encourage anyone who has not been able to visit the *Maryland Dove* docked at St. Mary's City due to accessibility issues to take a trip to St. Mary's City in about a month when the new fully accessible ramp from Farthings Ordinary down to the *Dove* will be completed.

PUBLIC HEARING: TO CONSIDER PROPOSED AMENDMENTS TO THE COMPREHENSIVE WATER AND SEWER PLAN (DEPT. OF LAND USE AND GROWTH MANAGEMENT [LUGM])

Present: Jeff Jackman, Senior Planner, LUGM; and Denis Canavan, Director, LUGM

(Commissioner Jarboe was not present at the public hearing.)

Mr. Jackman noted for the record that the public hearing was advertised in the January 29, 2006, and February 5, 2006, editions of *St. Mary's Today*; notices were posted on the property; and all contiguous property owners were notified in writing through certified mail. The Planning

Commission conducted a public hearing on the proposed amendments on February 13, 2006, and has transmitted its recommendation to the Board of County Commissioners that the Comprehensive Water and Sewer Plan (CWSP) be amended as requested.

The request (CWSP #05-1332-039) is to amend service area maps III-51 and IV-51 to change the service area category from W-6 and S-6 to W-3D and S-3D for 20.1 acres described as Hunting Creek, Tax Map 51, Grid 16, Parcel 433, in the Eighth Election District, in anticipation of a residential development of 70 townhomes, 30 duplex units and a 5,000 square-foot community center.

The hearing was opened for public comment, and hearing none, was closed but will remain open for ten days for written comment.

ADJOURNMENT

The meeting adjourned at 6:40 pm.

Minutes approved by the Board of County Commissioners on _____

Donna Gebicke, Administrative Assistant